IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELATE CIVIL JURISDICTION

WRIT PETITION NO.9097 OF 2003

Union of India and Anr. ..Petitioners
Vs.
Satish Janardhan Chavan ..Respondents

Mr.P.M.Pradhan for Petitioners
Mr.Uday Warunjikar for Respondents

CORAM: F.I. REBELLO &
S.P. KUKDAY, JJ.
DATE: 28TH FEBRUARY, 2005.

P.C.

. Rule. Heard forthwith.

2. We have perused the impugned order. From the record it appears that letter of resignation was given on 28th October, 1997 and the same was accepted by Respondent No.2 in the O.A. on 3rd November, 1997 and caused to be effective from 14th November, 1997. The stand of the applicant before the Tribunal was that he had withdrawn the letter before effective date and as such the Petitioner here could not have refused permission to rejoin his duties.

3. The learned Tribunal held that the resignation was accepted with effect from 14th November, 1997. That would clearly be typographical error considering what has been set out earlier. In

the light of that the impugned order dated 16th October, 2003 is set aside. The matter is remanded back to the Tribunal for reconsideration on all issues which arise in the original application.

. Rule made absolute accordingly. No order as to cost.

(F.I.REBELLO,J.)

(S.P. KUKDAY,J.)